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10 Attorneys for Plaintiffs
11 GEO. M. MARTIN COMPANY and
12 THE MARTIN FAMILY TRUST - 1989

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15 UNITED STATES DISTRICT COURT

16 NORTHERN DISTRICT OF CALIFORNIA

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GEO. M. MARTIN COMPANY, a California corporation, and THE MARTIN FAMILY TRUST - 1989,

Plaintiffs,

v.

ALLIANCE MACHINE SYSTEMS INTERNATIONAL, LLC, a Wyoming corporation, and H ENTERPRISES INTERNATIONAL, INC., a Delaware corporation,

Defendants.

Case No.: C 07 00692 WHA

STIPULATION AND [PROPOSED] ORDER REGARDING PLAINTIFFS' LEAD TRIAL COUNSEL'S APPEARANCE AT INITIAL CASE MANAGEMENT CONFERENCE

JUDGE: The Honorable William H. Alsup

Plaintiffs Geo. M Martin Company and The Martin Family Trust – 1989 and Defendant Alliance Machine Systems International, LLC (collectively referred to herein as “the Parties”) hereby stipulate and agree as follows:

WHEREAS the initial Case Management Conference in this case is scheduled for May 10, 2007 at 11:00 a.m.;

WHEREAS Civil Local Rule 16-10(a) states that “[u]nless excused by the Judge, lead trial

1 counsel for each party must attend the initial Case Management Conference”;

2 WHEREAS lead trial counsel for Plaintiffs – Kenneth E. Keller – is unavailable to attend the
3 initial Case Management Conference because he will be traveling to attend his son’s college
4 graduation ceremony;

5 WHEREAS Plaintiffs respectfully request, and Defendant has agreed, that Mr. Keller’s
6 partner, Christopher T. Holland, be allowed to attend the initial Case Management Conference in
7 place of Mr. Keller;

8 WHEREAS, accordingly, the Parties stipulate and agree that, subject to the Court’s approval,
9 Mr. Holland be allowed to attend the May 10, 2007 initial Case Management Conference in place of
10 Mr. Keller.

11 **IT IS SO STIPULATED AND AGREED,**

12 Dated: May 2, 2007

KRIEG, KELLER, SLOAN, REILLEY & ROMAN LLP

14 By: _____ /s/

15 KENNETH E. KELLER
16 Attorneys for Plaintiffs
17 GEO. M. MARTIN COMPANY and
18 THE MARTIN FAMILY TRUST - 1989

19 Dated: May 2, 2007

DORSEY & WHITNEY LLP

21 By: _____ /s/

22 SRI K. SANKARAN
23 Attorney for Defendants
24 ALLIANCE MACHINE SYSTEMS
25 INTERNATIONAL, LLC and H ENTERPRISES
26 INTERNATIONAL, INC.

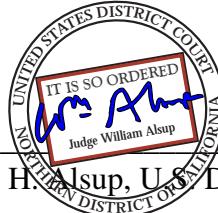
1 **[PROPOSED] ORDER**

2 FOR GOOD CAUSE SHOWN, Plaintiffs' lead trial counsel, Kenneth E. Keller, is excused
3 from attending the May 10, 2007 initial Case Management Conference in this case, and Mr. Keller's
4 partner, Christopher T. Holland, is allowed to attend that conference in place of Mr. Keller.

5 **IT IS SO ORDERED.**

6 Dated: May 3, 2007

7 Hon. William H. Alsup, U.S. District Court Judge



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